

AUG-08-05 05:07PM FROM- MATTINGLY, STANGER, MALUR & BRUNDIDGE + 703 684 1157 T-637 P.001/013 F-134

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PATENT, TRADEMARK  
AND COPYRIGHT LAW

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Date: August 8, 2005

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AUG 08 2005

FACSIMILE COVER LETTER

Facsimile Number: 571-273-8300

To: Examiner V. Bali  
Group Art Unit 2623, USPTO

From: Mr. Daniel J. Stanger  
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 09/774,723  
Attorney Docket No.: H-961

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

PTO-1083 TRANSMITTAL; AND  
REPLY.

  
\_\_\_\_\_  
Daniel J. Stanger  
Reg. No. 32,846

August 8, 2005

\_\_\_\_\_  
Date

Total Number of Pages (including cover sheet): 13

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please CALL (703) 684-1120. Thank you.

*13 of 21*

FORM PTO-1083

PATENT  
Case Docket No. H-961RECEIVED  
CENTRAL FAX CENTERIn RE application of T. HIROSE et al  
Serial No.: 09/774,723

Group Art Unit: 2623

AUG 08 2005

Filed: February 1, 2001

Examiner: V. BALI

For: POLISHING PAD SURFACE CONDITION EVALUATION METHOD AND AN APPARATUS THEREOF AND A METHOD OF PRODUCING A SEMICONDUCTOR DEVICE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

Small entity status of this application under 37 CFR 1.8 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR 1.8 and 1.27 is enclosed.

No additional fee is required.

The fee has been calculated as shown below:

	(COL. 1)	(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY																					
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra																							
Total	- 11	Minus	-- 20	- 0																							
Indep.	- 4	Minus	*** 4	= 0																							
<input type="checkbox"/> First Presentation of Multiple Dependent Claims																											
* If the entry in Col. 1 is less than the entry in Col. 2, write '0' in Col. 3. ** If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 20, write '20' in this space. *** If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 3, write '3' in this space. The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.																											
<table border="1"> <thead> <tr> <th>Rate</th> <th>Additional Fee</th> </tr> </thead> <tbody> <tr> <td>x 9</td> <td>\$ 0</td> </tr> <tr> <td>x 42</td> <td>\$ 0</td> </tr> <tr> <td>+ 140</td> <td>\$ 0</td> </tr> <tr> <td>Total</td> <td>\$ 0</td> </tr> </tbody> </table> OR <table border="1"> <thead> <tr> <th>Rate</th> <th>Additional Fee</th> </tr> </thead> <tbody> <tr> <td>x 18</td> <td>\$ 0</td> </tr> <tr> <td>x 84</td> <td>\$ 0</td> </tr> <tr> <td>+ 280</td> <td>\$ 0</td> </tr> <tr> <td>Total</td> <td>\$ 0</td> </tr> </tbody> </table>								Rate	Additional Fee	x 9	\$ 0	x 42	\$ 0	+ 140	\$ 0	Total	\$ 0	Rate	Additional Fee	x 18	\$ 0	x 84	\$ 0	+ 280	\$ 0	Total	\$ 0
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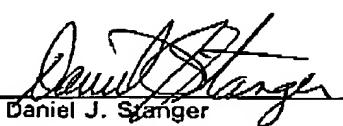
- \* If the entry in Col. 1 is less than the entry in Col. 2, write '0' in Col. 3.
- \*\* If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 20, write '20' in this space.
- \*\*\* If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 3, write '3' in this space.

The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

 Please charge my Deposit Account No. 50-1417 in the amount of \$ \_\_\_\_\_. A check in the amount of \$ \_\_\_\_\_ is attached in payment of: The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1417.

- Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- Any patent application processing fees under 37 CFR 1.17.
- Any Extension of Time fees that are necessary, which are hereby requested if necessary.

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Attorney for Applicant(s)

Date: August 8, 2005

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H-961

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

T. HIROSE et al

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Serial No. 09/774,723

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For: POLISHING PAD SURFACE CONDITION EVALUATION METHOD AND AN APPARATUS THEREOF AND A METHOD OF PRODUCING A SEMICONDUCTOR DEVICE

REPLY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 8, 2005

Sir:

In response to the final Office Action dated May 6, 2005,  
please amend the above-identified application as follows.